

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

BRUCE KECK

*Plaintiff*

v.

NEW DAY ENTERPRISES, INC., ET AL.

*Defendant*

Civil Action No. 4:13-cv-00185-BYP

Judge Pearson  
Magistrate Judge Limbert

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Outland Sports, Inc.  
c/o Secretary of State  
600 West Main, P.O. Box 778  
Jefferson City MO 65102

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

William Carlin  
Mark Biggerman  
29325 Chagrin Blvd., Suite 305  
Pepper Pike, Ohio 44122

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Geri M. Smith,  
CLERK OF COURT

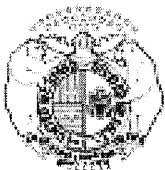
Date: 5/22/2013



s/ Heidi L. Sultzbaugh

*Signature of Clerk or Deputy Clerk*

CC: UNITED STATES DISTRICT COURT OHIO / 4:13-CV-00185-BYP

**State of Missouri****Office of Secretary of State**

No. 7011 1570 0003 3859 8121

To **OUTLAND SPORTS INC / NICK MINDEN SEC**

Name of defendant

8575 WEST 110TH STREET STE 205 OVERLAND PARK KS 66210

Last known residence or place of abode

You will take notice that original process in suit against you, a copy of which is hereto attached was duly served upon you at Jefferson City, Cole County, Missouri, by serving same on the Secretary of State, State of Missouri, or a Deputy.

Dated at Jefferson City, Missouri, this 31ST day of MAY, 20 13.

**NEW DAY ENTERPRISES INC**

Plaintiff

**MARK W BIGGERMAN**

Attorney for Plaintiff

293525 CHAGRIN BLVD STE 305 PEPPER PIKE OHIO 44122

Address of Attorney for Plaintiff

*Jason Kander*  
Secretary of State

Mailed by restricted United States mail "Deliver to Addressee Only."

Process was served on Secretary of State or Deputy on MAY 28TH 20 13 at 9:AM  
(Date) (Hour)

**AFFIDAVIT**

State of Missouri,  
County of Cole } ss.

The undersigned, Jason Kander, Secretary of State of Missouri, hereby makes oath and certifies that the original of above notice to defendant was mailed at the United States Post Office in Jefferson City, Missouri,

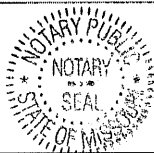
on 31ST MAY 20 13, by restricted registered or certified mail which carried on the face thereof in a conspicuous place where it will not be obliterated the endorsement, "Deliver to Addressee Only," and which also required a return receipt therefor, or a statement by the Postal authorities as to the disposition thereof.

☐ Attached hereto is the return receipt for said mail.

☒ Attached hereto is said registered or certified mail marked "Unable to Forward" by the Postal authorities as the reason delivery was not completed.

*Jason Kander*  
Secretary of State  
*Lesley Lueckenotte*  
by Lesley Lueckenotte, Director of Corporations

Subscribed and sworn to before me at my office in Jefferson City, Cole County, Missouri, this 21<sup>st</sup> day of June, 20 13.



CAROLYN COOK  
My Commission Expires  
January 4, 2014  
Cole County  
Commission #10610221

*Carolyn Cook*

Notary Public



*[Illegible text]*

1. The first group of variables includes the demographic characteristics of the respondents, such as age, gender, and education level. These variables are used to control for potential confounding factors that may influence the relationship between the independent and dependent variables.

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

NICK MINDEN  
8575 WEST 110TH ST STE 205  
OVERLAND PARK KS 66210

2. Article Number  
(Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X




☐ Agent

☐ Addressee

B. Received by (Printed Name)



C. Date of Delivery



D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☒ Yes

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